

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Marshall D. Crew, et al.

Examiner: B. M. Fubara

APPLICATION NO.: 10/066,091

FILING DATE: February 1, 2002

: Group Art Unit: 1618

TITLE: Pharmaceutical Compositions of Cholesteryl
Ester Transfer Protein InhibitorsCommissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

This is in response to the Notice of Non-Compliant Amendment mailed on September 15, 2006 in the above-identified application. A term of one month or thirty days (whichever is longer) was given to supply the corrected section of the amendment (the claims), the originally submitted amendment having been in response to a non-Final Office action. This response is being submitted on October 13, 2006, hence is timely.

A copy of the corrected claims section is appended hereto, starting on its own separate sheet. The claims are the same as those previously submitted except for two changes noted below.

The first change is to make the correction required in the Notice, namely correcting the status identifier for claim 1 to reflect "(currently amended)", rather than "(previously presented)".

Per a telephone conversation between the undersigned and Examiner Fubara on October 12, 2006, claim 25 has also been amended by deleting the first occurrence of "of" in the first line and replacing it with the phrase "produced by".

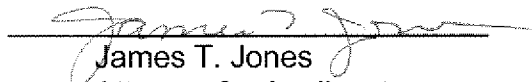
No fee is thought to be due for this submission since none was indicated in the Notice and no changes beyond those made to claims 1 and 25 have been made. If, however, the Commissioner determines that any fee is due (including any

fee for an extension, petition for which is hereby made), please charge it to Deposit Account No. 16-1445. Two copies of this paper are enclosed.

In view of the corrections made by Applicants, it is respectfully submitted that the amendment is in condition for review.

Respectfully submitted,

Date: OCTOBER 13, 2006


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